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Sender's Name: Daniel M. Scolnick

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Date: October 8, 2003

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RECIPIENT(S)	COMPANY/FIRM	FAX
Ram R. Shukla	USPTO/GROUP 1632	(703) 872-9306

MESSAGE: **OFFICIAL FACSIMILE—AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

PLEASE DELIVER TO: Ram R. Shukla
ENCLOSED IS:

1. Amendment and Request for Reconsideration (24 pages).
2. Transmittal Form (1 page).
3. Fee Transmittal in duplicate (1 pages).

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PTO/88/21 (05-03)

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/719,067	
	Filing Date	August 18, 2001	
	First Named Inventor	David B. Weiner	
	Art Unit	1632	
	Examiner Name	Ram R. Shukla	
Total Number of Pages in This Submission	27	Attorney Docket Number	UPAP0025-100/K-1763

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.62 or 1.63	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Daniel M. Solnick, Ph.D./52,201
Signature	<i>Daniel M. Solnick</i>
Date	October 8, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Daniel M. Solnick, Ph.D./52,201		
Signature	<i>Daniel M. Solnick</i>	Date	October 8, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003 Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 258**Complete If Known**

Application Number	09/719,067
Filing Date	August 18, 2001
First Named Inventor	David B. Weiner
Examiner Name	Ram R. Shukla
Art Unit	1832
Attorney Docket No.	UPAP0025-100/K-1763

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
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Number

50-1278

Deposit
Account
Name

Cozen O'Connor, P.C.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
FEE CALCULATION**1. BASIC FILING FEE**

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)**(\$)** 0**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
29	-30 **	0	0
Independent Claims	8	8	258
Multiple Dependent			0

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2)**(\$)** 258

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		1081	130	2081	65	Surcharge - late filing fee or oath	
		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
		1053	130	2053	130	Non-English specification	
		1812	2,520	2812	2,520	For filing a request for reexamination	
		1804	920*	2804	920*	Requesting publication of SIR prior to Examiner action	
		1805	1,840*	2805	1,840*	Requesting publication of SIR after Examiner action	
		1261	110	2261	55	Extension for reply within first month	
		1252	420	2252	210	Extension for reply within second month	
		1253	950	2253	475	Extension for reply within third month	
		1254	1,480	2254	740	Extension for reply within fourth month	
		1255	2,010	2255	1,005	Extension for reply within fifth month	
		1401	330	2401	165	Notice of Appeal	
		1402	330	2402	165	Filing a brief in support of an appeal	
		1403	290	2403	145	Request for oral hearing	
		1451	1,510	2451	1,510	Petition to institute a public use proceeding	
		1452	110	2452	55	Petition to revive - unrevocable	
		1453	1,330	2453	665	Petition to revive - unintentional	
		1501	1,330	2501	665	Utility issue fee (or release)	
		1502	480	2502	240	Design issue fee	
		1503	840	2503	320	Plant issue fee	
		1460	130	2460	130	Petitions to the Commissioner	
		1807	50	2807	50	Processing fee under 37 CFR 1.17 (q)	
		1808	180	2808	180	Submission of Information Disclosure Sheet	
		8021	40	2021	40	Recording each patent assignment per property (times number of properties)	
		1806	770	2806	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
		1801	770	2801	385	Request for Continued Examination (RCE)	
		1802	900	2802	900	Request for expedited examination of a design application	

Other fee (specify):

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)**(\$)** 0**SUBMITTED BY**

Name (Print/Type)	Daniel M. Scolnick	Registration No. (Attorney/Agent)	52,201	Telephone	215-665-6920
Signature	<i>Daniel M. Scolnick</i>	Date	October 8, 2003		

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DOCKET NO: UPAP0025-100 (K1763)

PATENT

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP NO. 1632**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Weiner *et al.*

Serial No.: 09/719,067

Group Art Unit: 1632

Filed: August 16, 2001

Examiner: Ram R. Shukla

**Title: METHODS AND COMPOSITIONS FOR DELIVERING PROTEINS TO
MACROPHAGE CELLS AND CELLS OF MACROPHAGE DERIVED LINEAGE**

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On October 8, 2003



Daniel M. Scolnick, Ph.D. Reg. No. 62,201

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P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Sir:

AMENDMENT AND REQUEST FOR RECONSIDERATION

In response to the Office Action of August 8, 2003 (Paper No. 15), Applicants respectfully request that the Amendment be entered and that the rejections be reconsidered and withdrawn.